

NOTICE OF APPEAL
UNITED STATES DISTRICT COURT
Eastern District of New York

UNITED STATES OF AMERICA

- against -

David Levy,

Defendant.

Docket Number 16-CR-640 (BMC)

The Honorable Brian M. Cogan

(District Court Judge)

Notice is hereby given that the United States of America

appeals to the United States Court of Appeals for the Second Circuit from the:

Judgment ; Order x ; Other ; granting motions for acquittal and new trial

entered in this action on July 12, 2023 (specify).

Offense occurred after November 1, 1987 Yes X No .

The appeal concerns: order granting motions for judgment of acquittal and new trial.

Date August 11, 2023

Nick M. Axelrod, AUSA

(Counsel for Appellant)

TO: Michael Sommer, Esq.
Wilson Sonsini Goodrich & Rosati, P.C.
1301 Avenue of the Americas, 40th Floor
New York, New York 10019
(212) 497-7728
msommer@wsgr.com

Address: United States Attorney's Office - EDNY
271-A Cadman Plaza East
Brooklyn, New York, 11201
Telephone Number: 718-254-6883
E-Mail: nicholas.axelrod@usdoj.gov

ADD ADDITIONAL PAGE IF NECESSARY

(TO BE COMPLETED BY ATTORNEY)

► QUESTIONNAIRE	► TRANSCRIPT ORDER	► DESCRIPTION OF PROCEEDINGS FOR WHICH TRANSCRIPT IS REQUIRED (INCLUDE DATE)
<input type="checkbox"/> I am ordering a transcript. <input checked="" type="checkbox"/> I am not ordering a transcript. Reason: <input type="checkbox"/> Daily copy is available <input checked="" type="checkbox"/> U.S. Attorney has placed order <input type="checkbox"/> Other. Attach explanation	 Prepare transcript of Pre-trial proceedings _____ Trial _____ Sentence _____ Post-trial proceedings _____ Dates _____	

The ATTORNEY certifies that he/she will make satisfactory arrangements with the court reporter for payment of the cost of the transcript. (FRAP 10(b)) ► Method of payment Funds CJA Form 24 X U.S. Attorney's Office Will Pay

ATTORNEY'S signature

/s/

Date August 11, 2023

► COURT REPORTER ACKNOWLEDGMENT To be completed by Court Reporter and forwarded to Court of Appeals.

Date order received

Estimated completion date

Estimated number of pages

Date _____

Signature _____

(Court Reporter)

